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**4**

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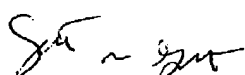
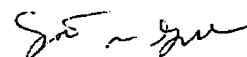
Date: November 22, 2005  
To: Jeffrey J. Piziali - Art Unit 2673  
Location: United States Patent and Trademark Office  
Fax No.: 571-273-8300 Centralized Facsimile Number  
From: Scott Garrett  
Serial No.:  
Subject: 10/055,474  
REG. NO. 39,988  
Docket No.:  
CM02045K

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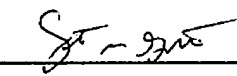
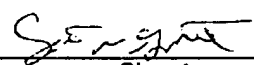
Enclosed herewith, please find **NOTICE OF APPEAL** for filing in the below-identified application.

<b>EXAMINER:</b>	Jeffrey J. Piziali
<b>ART UNIT:</b>	2673
<b>APPLICATION SERIAL NO.:</b>	10/055,474
<b>FILE DATE:</b>	January 23, 2002
<b>INVENTOR:</b>	James L. Tracy

<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/055,474	
	Filing Date	January 23, 2002	
	First Named Inventor	James L. Tracy	
	Group Art Unit	2673	
	Examiner Name	Jeffrey J. Piziali	
Total Number of Pages in this Submission	3	Attorney Docket Number	CM02045K
<b>ENCLOSURES</b> <span style="float: right;">(check all that apply)</span>			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input checked="" type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group {Appeal Notice, Brief, Reply Brief} <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE <input type="checkbox"/> Copy of Notice to File Missing Parts	
Remarks X Facsimile Transmittal			
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>			
Firm or Individual	Scott Garrett		Registration No. 39,988
Signature			
Date	November 22, 2005		
<b>CERTIFICATE OF TRANSMITTAL/MAILING</b>			
I hereby certify that this correspondence is being facsimile transmitted to facsimile number 571-273-8300 or deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on the date listed below:			
Typed or printed name	Scott Garrett		
Signature			Date November 22, 2005

PAGE 3/4 \* RCVD AT 11/22/2005 11:29:44 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-8/24 \* DNIS:2738300 \* CSID:9543851289 \* DURATION (mm-ss):02:10

NOV 22 2005

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number CM02045K
I hereby certify that this correspondence is being transmitted by facsimile to "the central fax number for the USPTO, 571-273-8300"	In re Application of	James L. Tracy
	Application Number	10/055,474
	Filed	January 23, 2002
	For	ADAPTABLE KEYPAD AND BUTTON MECHANISM THEREFOR
	Art Group	2673
Signature 	Examiner	Jeffrey J. Piziali
Typed or printed name <u>Scott Garrett</u>		
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.		
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>500.00</u>
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.		
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a Fee Transmittal in duplicate.		
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any over payment to Deposit Account Number <b>502117</b> . I have enclosed a Fee Transmittal in duplicate.		
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the		
<input type="checkbox"/> applicant/inventor.		 Signature
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96)		<u>Scott Garrett</u> Typed or printed name
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>39,988</u>		<u>954-723-6449</u> Telephone number
<input type="checkbox"/> Attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____		<u>November 22, 2005</u> Date
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.		
<input checked="" type="checkbox"/> * Total of <u>1</u> forms are submitted.		

This collection of information is required by 37 CFR 1.91. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

11/25/2005 ZJUHA1 00000047 502117 10055474

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